

## Davis Wright Tremaine LLP

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April 19, 2005

## VIA E-MAIL & U.S. MAIL

Steve Kinn Deputy Prosecuting Attorney Public Safety Building 1100 West Mallon Spokane, WA 99260-2051

Re:

Borders v. King County et al. v. WSDCC et al. Chelan County Superior Court, No. 05-2-00027-3

Dear Mr. Kinn:

I am enclosing a Subpoena Duces Tecum with Attachment A and exhibits thereto, to replace the Subpoena you received from Petitioners dated April 13, 2005. Attachment A now references two exhibits, comprising a list of felons who *voted* in Spokane County in the 2004 General Election (Exhibit 1) and a list of those voters in the 2004 General Election who were *convicted* in Spokane County of one or more felonies (Exhibit 2). All of these individuals have been previously disclosed to the Election Contest parties in the Petitioners' April 15, 2005 list of votes being contested. In addition, the Attachment clarifies the type of documentation sought relating to provisional ballots.

Thank you for your flexibility regarding service of this Subpoena and attachments, which we are e-mailing to you at your request. Please let me know if you have any questions in this regard or would like hard copies mailed to you.



Thank you very much for your continued assistance.

Very truly yours,

Davis Wright Tremaine LLP

David M. Bruman

David M. Bowman

DMB:mcs Enclosures

cc: Peter Schalestock, Esq.

Harry J. F. Korrell, Esq. Robert J. Maguire, Esq.

All Parties